

REMARKS

Claims 13-14 have been added. Claims 3-4 and 11-12 have been amended to eliminate multiple dependencies.

The substitution of claims 1-12 has been done to merely place this national phase application in into the same condition as it was during Chapter II of the International Phase.

Entry of the above amendments is earnestly solicited. An early and favorable first action on the merits is earnestly requested.

Should there be any matters that need to be resolved in the present application, the Examiner is respectfully requested to contact the undersigned at the telephone number listed below.

Attached hereto is a marked-up version of the changes made to the claims and Abstract by the current amendment. The attached page is captioned "VERSION WITH MARKINGS TO SHOW CHANGES MADE."

The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

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RJP/bam  
Attachments

**VERSION WITH MARKINGS TO SHOW CHANGES MADE****IN THE ABSTRACT OF THE DISCLOSURE:**

The Abstract of the Disclosure has been amended as follows:

**Abstract**

~~The invention relates to a~~ brake device(1) for a construction machine, ~~comprising~~includes a first brake circuit (2), which is coupled to a first brake member(4) on a first wheel axle(6) of the machine, a second brake circuit(8), which is coupled to a second brake member(10) on a second wheel axle(12) of the machine, the first and second brake circuits(2, 8) being independent of one another, a pressure source(14) for hydraulic oil, which is coupled to the first and second brake circuit(2, 8), and a brake valve(16, 16'), which is coupled to the first and second brake circuit(2, 8), which brake valve(16, 16') is designed to control the hydraulic oil from the pressure source(14) to the brake members(4, 10) on the wheel axles(6, 12). The first or second brake circuit (2, 8) ~~comprises~~includes limiting elements(18, 42'), which limit the pressure and/or flow of hydraulic oil when the brake valve(16, 16') controls the hydraulic oil from the pressure source(14) to the brake members(4, 10) on the wheel axles(6, 12).

IN THE CLAIMS:

The claims have been amended as follows:

3. (Amended) Brake device according to ~~either of Claims 1 and 2~~, Claim 1, **characterized in that** the limiting element comprises a restrictor valve (42'), which limits the flow of hydraulic oil.

4. (Amended) Brake device according to ~~either of Claims 2 and 3~~, Claim 2, **characterized in that** a first bypass line (22) is connected over the limiting element (18, 42') so that hydraulic oil is allowed to bypass the limiting element (18, 42') and that a non-return valve (24) is arranged in the first bypass line (22), so that hydraulic oil is prevented from flowing through the first bypass line (22) in the direction towards the brake member (4, 10).

11. (Amended) Method according to ~~any of Claim 9-10~~, **characterized in** that the second brake member (10) is essentially continuously activated until said predetermined pressure is reached.

12. (Amended) Method according to ~~any of Claim 9-11~~, **characterized in** that a pressure controlled valve (18) in the brake circuit to the second brake member (10) is opened when said predetermined pressure is reached.